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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/226,597	01/07/1999	JULIO PIMENTEL	585-017-84	9844

27160 7590 07/23/2004

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EXAMINER

GABEL, GAIENE

ART UNIT PAPER NUMBER

1641

DATE MAILED: 07/23/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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072004

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Commissioner for Patents

Response to Amendment

1. The reply filed on 11/7/03 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the marked-up version of claim 1 does not thoroughly show changes made to the claim, thus, the amendment is improper (see below). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Marked-up versions of claim 1 amendments made by Applicant:

- a) original claim 1 filed 1/7/99:
“A method for regulating the body weight of an animal, comprising:”
- b) marked-up version of claim 1 amendment filed 4/18/00 (Amd A): (proper)
“A method for [regulating the] inhibiting body weight gain [of an animal],
comprising:”
- c) marked-up version of claim 1 amendment filed 5/29/01 (Amd B): (proper)
“A method for inhibiting the amount of body weight [gain] gained after
eating, comprising:”

- * no amendment made to claim 1 on response filed 10/24/01
- d) marked-up version of claim 1 amendment filed 4/04/03 (Amd C), 11/7/03, and 5/13/04 which are all **improper** and need corrected:

“A method for ***regulating*** the body weight of an animal, comprising: feeding to an animal a fat-containing diet and an effective amount of a liposome-encapsulated immunoglobulin against lipase effective to inhibit body-weight gain”.

The following reflects a proper and corrected marked-up version of claim 1 amendment showing the changes made aforementioned:

“A method for **[inhibiting]** **regulating** the **[amount of]** body weight **[gained after eating]** **of an animal**, comprising: feeding to an animal a fat-containing diet and an effective amount of a liposome-encapsulated immunoglobulin against lipase effective to inhibit body-weight gain.”

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gailene R. Gabel whose telephone number is (571) 272-0820. The examiner can normally be reached on Monday, Tuesday, and Thursday, 7:30 AM to 4:30 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Long V. Le can be reached on (571) 272-0823. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Gailene R. Gabel
Patent Examiner
Art Unit 1641
July 20, 2004



CHRISTOPHER L. CHIN
PRIMARY EXAMINER
GROUP 1800/641
7/20/04